

Amend regulation 18705.5 to read:

§ 18705.5. Materiality Standard: Economic Interest in Personal Finances.

(a) A reasonably foreseeable financial effect on a public official's personal finances is material if it is at least \$250 in any 12-month period. When determining whether a governmental decision has a material financial effect on a public official's economic interest in his or her personal finances, neither a financial effect on the value of real property owned directly or indirectly by the official, nor a financial effect on the gross revenues, expenses, or value of assets and liabilities of a business entity in which the official has a direct or indirect investment interest shall be considered.

(b) The financial effects of a decision which affects only the salary, per diem, or reimbursement for expenses the public official or a member of his or her immediate family receives from a federal, state, or local government agency shall not be deemed material, unless the decision is to appoint, hire, fire, promote, demote, suspend without pay or otherwise take disciplinary action with financial sanction against the official or a member of his or her immediate family, or to set a salary for the official or a member of his or her immediate family which is different from salaries paid to other employees of the government agency in the same job classification or position, or when the member of the public official's immediate family is the only person in the job classification or position.

COMMENT: Cross-references: For the definition of “immediate family,” see
Government Code section 82029.

NOTE: Authority cited: Section 83112, Government Code. Reference: Sections 87100,
87102.5, 87102.6, 87102.8 and 87103, Government Code.

History

1. New section filed 11-23-98; operative 11-23-98.
2. Change without regulatory effect amending section heading filed 3-26-99.
3. Amendment of section heading and section filed 1-17-2001; operative 2-1-2001.
4. Amendment of subsection (a) filed 1-16-2002; operative 2-15-2002.